

CHAPTER 2024-50

Committee Substitute for Committee Substitute for House Bill No. 217

An act relating to college campus facilities in areas of critical state concern; amending s. 1009.23, F.S.; revising the authorized uses of revenue from capital improvement fees to include certain college campus facilities in areas of critical state concern; amending s. 1013.40, F.S.; revising the number of beds certain Florida College System institutions may provide to certain persons; authorizing such beds to be provided to health care workers; revising which funds may be used for specified purposes relating to such dormitories; requiring the Division of Bond Finance to conduct an analysis of financing before the issuance of specified bonds; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Paragraph (f) is added to subsection (11) of section 1009.23, Florida Statutes, to read:

1009.23 Florida College System institution student fees.—

(11)

(f) Capital improvement fee revenues may be used for the purposes authorized in s. 1013.40(4).

Section 2. Subsection (4) of section 1013.40, Florida Statutes, is amended to read:

1013.40 Planning and construction of Florida College System institution facilities; property acquisition.—

(4)(a) The campus of a Florida College System institution within a municipality designated as an area of critical state concern, as defined in s. 380.05, and having a comprehensive plan and land development regulations containing a building permit allocation system that limits annual growth, may construct dormitories for up to 340 beds for Florida College System institution students, and an additional 50 ~~25~~ beds for employees, educators, health care workers, and first responders. Such dormitories are exempt from the building permit allocation system and may be constructed up to 60 feet in height if the dormitories are otherwise consistent with the comprehensive plan, the Florida College System institution has a hurricane evacuation plan that requires all dormitory occupants to be evacuated 48 hours in advance of tropical force winds, and transportation is provided for dormitory occupants during an evacuation.

(b) State operating funds, state performance funds, and tuition and fee revenues collected from the tuition, out-of-state fee, activity and service fee,

financial aid fee, technology fee, and distance learning fee may not be used for construction, debt service payments, maintenance, or operation of such dormitories.

(c) Grants and donations for capital outlay and revenues from the capital improvement fee may be used for construction, debt service payments, maintenance, or operation of such dormitories.

(d) Additional dormitory beds constructed after July 1, 2016, may not be financed through the issuance of bonds by the Florida College System institution; however, bonds may be issued by nonpublic entities as part of a public-private partnership between the college and a nonpublic entity. Before the issuance of any such bonds, the Division of Bond Finance shall analyze the financing and any issues raised by such analysis must be appropriately considered by the college.

Section 3. This act shall take effect July 1, 2024.

Approved by the Governor April 2, 2024.

Filed in Office Secretary of State April 2, 2024.